

Court of Appeals, Division One

Criminal

1 CA-CR 15-0499

STATE v. HUNTER

Appellate Case Information

Case Filed: 3-Aug-2015

Case Closed:

Dept/Composition

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorneys for: Appellee

Adele Ponce, Esq. (AZ Bar No. 23237)

Side 2. JERICE HUNTER, Appellant

(Litigant Group) JERICE HUNTER

- Jerice Hunter

Attorneys for: Appellant

Ronald M De Brigida, Jr, Esq. (AZ Bar No. 15697)

CASE STATUS

Aug 15, 2016....Record Complete-Notice Completion Sent

PREDECESSOR CASE(S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR CR2012-008323-001	Child Abuse, Class 2; First Degree Murder, Class 1	20 Years; Natural Life	Rosa Mroz, Sentencing	JURY	

OPEN DUE DATE

Answering Brief Due

Due By: Thursday, February 2, 2017

Re: FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)

[1 extension]

86 PROCEEDING ENTRIES

- 3-Aug-2015 FILED: Notice of Appeal from Maricopa County Superior Court filed 07/24/15. Notification sent to Court Reporters dated 07/31/2015.
- 6-Aug-2015 ORDERED: Appointing Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Transcripts due 09/21/15. Anthony Mackey ProTem Judge - Author
- 31-Aug-2015 FILED: Reporter's Transcripts - 03/10/2015 - (Jane Westlund)
- 31-Aug-2015 FILED: Reporter's Transcripts - 04/13/2015 - (Jane Westlund)
- 4-Sep-2015 FILED: Additional Record on Appeal
Exhibits:
Hearing Date 03/02/2015 List - # 7 9 10 11 15 17 19 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 122 123 125 126 127 128 129 135 136 137 138 139 140 144 149 161 162 165 166 168 169 173 175 176 177 178 179 180 181 182 183 184 187 196 198 in a manila envelope
Hearing Date 03/20/2015 - List # 1 2 3 4 5 6 in a manila envelope
Hearing Date 06/05/2015 - List # 1 2 3 4 5 6 in a manila envelope
Sealed Items:
Confidential Criminal History Addendum in Sealed Manila Envelope
- 4-Sep-2015 FILED: e-Record on Appeal:
Instruments/Minute Entries: Combined
Disposition Report: None
Exhibits: None
- 11-Sep-2015 FILED: Motion for Extension of Time to File Transcripts(Monica S Hill-Morrisette)
- 11-Sep-2015 FILED: Reporter's Transcript - 03/02/2015 - (Monica S Hill-Morrisette)

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9. 14-Sep-2015 FILED: Reporter's Transcript - 03/05/2015 - (Monica S Hill-Morrisette)
10. 14-Sep-2015 ORDERED: Motion for Extension of Time to File Transcripts(Monica S Hill-Morrisette) = GRANTED. Due Dates EXTENDED to 11/20/2015 for Transcripts dated 03/05/2015, 03/09/2015, 03/11/2015, 03/13/2015, 03/25/2015, 03/26/2015, 03/27/2015, 03/30/2015, 04/01/2015, 04/02/2015, 04/06/2015, 04/07/2015, 04/08/2015, 04/09/2015, 04/13/2015, 04/14/2015, 04/15/2015, 04/20/2015, 04/23/2015, 04/27/2015 or OSC on 12/02/2015. Hon Samuel A Thumma - Author
11. 15-Sep-2015 FILED: Courtesy Copy of Designation of Record for Appeal Filed in Superior Court (Appellant)
12. 17-Sep-2015 ORDERED: Court Reporter Monica Hill-Morrisette transcripts dated 12/03/14, 02/23/15, 03/09/15, 03/11/15, 03/13/15, 03/25/15, 03/26/15, 03/27/15, 03/30/15, 04/01/15, 04/02/15, 04/06/15, 04/07/15, 04/08/15, 04/09/15, 04/13/15, 04/14/15, 04/15/15, 04/20/15, 04/23/15 due 10/19/15. Hon Samuel A Thumma - Author
13. 21-Sep-2015 FILED: Reporter's Transcripts - 03/31/2015 - (Leisel Baker)
14. 22-Sep-2015 AMENDED ORDER: Court Reporter Monica Hill-Morrisette transcripts dated 12/03/14, 02/23/15, 03/09/15, 03/11/15, 03/13/15, 03/25/15, 03/26/15, 03/27/15, 03/30/15, 04/01/15, 04/02/15, 04/06/15, 04/07/15, 04/08/15, 04/09/15, 04/13/15, 04/14/15, 04/15/15, 04/20/15, 04/23/15 due 11/20/15 or OSC 12/02/15. Hon Samuel A Thumma - Author
15. 24-Sep-2015 FILED: Reporter's Transcript - 03/20/2015 - Evidentiary Hearing - (Patricia Kotarba)
16. 25-Sep-2015 FILED: Reporters Transcript 04/07/2015 (Jennifer Pancratz)
17. 28-Sep-2015 FILED: Supplemented Superior Court e-Record with Revised Index of Record
18. 30-Sep-2015 FILED: Motion for Order to Unseal Documents and Trial Transcript; Certificate of Service (Appellant)
19. 7-Oct-2015 ORDERED: Motion for Order to Unseal Documents and Trial Transcript (Appellant) = GRANTED/Unsealing transcript of proceeding held on 3/27/2015 by Court Reporter Monica Hill-Morrisette due by 11/02/2015 [sic]. FURTHER ORDERED: No information from the above described proceedings may be further disclosed or disseminated by the parties or counsel. Anthony Mackey ProTem Judge - Author (AMENDED per order dated 10/13/15)
20. 12-Oct-2015 FILED: Reporter's Transcript of Proceedings-Jury Trial-03/13/2015-(Monica S Hill-Morrisette) (Duplicate)
21. 13-Oct-2015 AMENDED ORDER: Motion for Order to Unseal Documents and Trial Transcript (Appellant) = GRANTED/Unsealing transcript of proceeding held on 3/27/2015 by Court Reporter Monica Hill-Morrisette due by 11/20/2015. FURTHER ORDERED: No information from the above described proceedings may be further disclosed or disseminated by the parties or counsel. Anthony Mackey ProTem Judge - Author
22. 20-Oct-2015 FILED: Reporter's Transcript - 03/09/15 - (Monica S Hill-Morrisette)
23. 20-Oct-2015 FILED: Reporter's Transcript - 03/10/15 - (Monica S Hill-Morrisette)
24. 29-Oct-2015 ORDERED: Ken Crenshaw transcripts dated 03/23/15, 04/21/15, 04/22/15 due 11/30/2015 or OSC 12/02/15. Hon Samuel A Thumma - Author
25. 29-Oct-2015 ORDERED: Court Reporter Jeanne Kappedal to appear for OSC on 11/18/15 for transcript dated 07/17/15. Hon Samuel A Thumma - Author
26. 4-Nov-2015 FILED: Reporter's Transcript - 03/25/2015 - (Monica S Hill-Morrisette)
27. 4-Nov-2015 FILED: Reporter's Transcript - 03/11/2015 - (Monica S Hill-Morrisette)
28. 5-Nov-2015 FILED: Reporters Transcript (03/27/15 [Monica S Hill-Morrisette])
29. 12-Nov-2015 FILED: Motion for Extension of time to file transcripts (Jeanne Kappedal)
30. 12-Nov-2015 FILED: Reporters Transcript - 03/26/2015 - (Monica Hill-Morrisette)
31. 12-Nov-2015 FILED: Reporters Transcript - 04/02/2015 - (Monica Hill-Morrisette)
32. 12-Nov-2015 FILED: Motion for Extension of time to File Transcripts (Monica Hill-Morrisette)

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33.	12-Nov-2015	FILED: Reporters Transcript - 07/17/2015 - (Jeanne Kappedal)
34.	13-Nov-2015	ORDERED: Motion for Extension of time to File Transcripts (Monica Hill-Morrisette) = GRANTED. Due Dates EXTENDED to 12/04/2015 for Transcripts dated 03/30/2015, 04/01/2015, 04/06/2015, 04/07/2015, 04/08/2015, 04/09/2015, 04/13/2015, 04/14/2015, 04/15/2015, 04/20/2015, 04/23/2015, 04/27/2015, 12/03/2014, 02/23/2015, 06/05/2015 or OSC 12/16/15 Hon Samuel A Thumma - Author
35.	23-Nov-2015	FILED: Reporter's Transcript - 03/30/2015 - (Monica S Hill-Morrisette)
36.	23-Nov-2015	FILED: Reporters Transcript - 04/01/2015 - (Monica Hill-Morrisette)
37.	30-Nov-2015	FILED: Reporter's Transcript - 02/23/2015 - (Monica S Hill-Morrisette)
38.	30-Nov-2015	FILED: Reporter's Transcript - 04/06/2015 - (Monica S Hill-Morrisette)
39.	30-Nov-2015	FILED: Reporter's Transcript - 04/07/2015 - (Monica S Hill-Morrisette)
40.	3-Dec-2015	FILED: Reporters Transcript - 12/03/2014 - (Monica Hill-Morrisette)
41.	3-Dec-2015	FILED: Reporters Transcript - 04/23/2015 - (Monica Hill-Morrisette)
42.	3-Dec-2015	FILED: Reporters Transcript - 06/05/2015 - (Monica Hill-Morrisette)
43.	3-Dec-2015	FILED: Reporters Transcript - 04/08/2015 - (Monica Hill-Morrisette)
44.	3-Dec-2015	FILED: Reporters Transcripts - 04/15/2015 - (Monica Hill-Morrisette)
45.	4-Dec-2015	FILED: Reporters Transcript - 04/09/2015 - (Monica Hill- Morrisette)
46.	6-Dec-2015	FILED: Reporters Transcript - 04/13/2015 - (Monica Hill-Morrisette)
47.	14-Dec-2015	FILED: Reporters Transcript - 04/14/2015 - (Monica Hill-Morrisette)
48.	14-Dec-2015	FILED: Reporters Transcript - 04/20/2015 - (Monica Hill-Morrisette)
49.	14-Dec-2015	FILED: Reporters Transcript - 04/27/2015 - (Monica Hill-Morrisette)
50.	17-Dec-2015	FILED: Notice of Completion of Record
51.	23-Dec-2015	FILED: Motion to Withdraw and Substitute New Counsel; Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
52.	28-Dec-2015	ORDERED: Motion to Withdraw and Substitute New Counsel (Appellant) = GRANTED. FURTHER ORDERED: Appointing Ronald DeBrigida as counsel for appellant. FURTHER ORDERED: Maricopa County Public Defender forward all files to newly appointed counsel. FURTHER ORDERED: Motion to Extend Opening Brief Due Date (Appellant) = GRANTED. Due date EXTENDED from Monday, 02-01-2016 to Thursday, 02-11-2016. Anthony Mackey ProTem Judge - Author
53.	25-Jan-2016	FILED: Courtesy Copy - Letter, dated 01/21/16, to Candice Shoemaker from DeBrigida Law Office re: appointment of counsel
54.	11-Feb-2016	FILED: Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
55.	16-Feb-2016	ORDERED: Motion to Extend Opening Brief Due Date (Appellant)= GRANTED. Due date EXTENDED from Thursday, 02-11-2016 to Monday, 03-14-2016. Anthony Mackey ProTem Judge - Author
56.	14-Mar-2016	FILED: Motion to Extend Opening Brief Date; Certificate of Service (Appellant)
57.	15-Mar-2016	ORDERED: Motion to Extend Opening Brief Date (Appellant) = DENIED. FURTHER ORDERED: opening brief due on/before 3/25/16 or OSC 4/06/16 (Ronald M. De Brigida, Jr.). Anthony Mackey ProTem Judge - Author
58.	5-Apr-2016	FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
59.	7-Apr-2016	ORDERED: Allowing appellant to file supplemental brief in propria persona; FURTHER ORDERED: Counsel to send copy of record to appellant, and copy of transmittal letter to Clerk/AG; FURTHER ORDERED: Appellant may raise additional points on/before 05/17/2016; FURTHER ORDERED: Answering brief to await court order. Anthony Mackey ProTem Judge - Author

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60.	17-May-2016	FILED: Motion to Extend in Propria Persona Supplemental Brief Due Date; Certificate of Service; Transmittal Letter (Appellant)
61.	19-May-2016	ORDERED: Motion to Extend in Propria Persona Supplemental Brief Due Date (Appellant) = GRANTED/Due date EXTENDED from Tuesday, 05-17-2016 to Friday, 06-17-2016. Anthony Mackey ProTem Judge - Author
62.	8-Jun-2016	FILED: Motion to Conitnue Due Date for Filing Pro Se Brief (Appellant Pro Per)
63.	8-Jun-2016	FILED: Certificate of Mailing re: Motion to Continue Due Date for Filing Pro Se Brief
64.	13-Jun-2016	ORDERED: Motion to Conitnue Due Date for Filing Pro Se Brief (Appellant Pro Per) = GRANTED/Due date EXTENDED to 06/17/2016. Anthony Mackey ProTem Judge - Author
65.	14-Jun-2016	AMENDED ORDER: Motion to Conitnue Due Date for Filing Pro Se Brief (Appellant Pro Per) = GRANTED/Due date EXTENDED to 07/17/2016. Anthony Mackey ProTem Judge - Author
66.	15-Jun-2016	AMENDED ORDER: Motion to Conitnue Due Date for Filing Pro Se Brief (Appellant Pro Per) = GRANTED/Due date EXTENDED to 07/18/2016. Anthony Mackey ProTem Judge - Author
67.	11-Jul-2016	FILED: Letter, 7/11/16, from Court to Gene Scott, documents received 7/5/16 will not be filed
68.	19-Jul-2016	FILED: Motion to Extend in Propria Persona Supplemental Brief Due Date; Certificate of Service (Appellant)
69.	20-Jul-2016	ORDERED: Motion to Extend in Propria Persona Supplemental Brief Due Date (Appellant) = GRANTED/Due date EXTENDED from Monday, 07-18-2016 to Friday, 08-19-2016. Anthony Mackey ProTem Judge - Author
70.	20-Jul-2016	FILED: Certificate of Mailing re: Pro Se Brief
71.	20-Jul-2016	FILED: Pro Se Brief (Appellant Pro Per)
72.	26-Jul-2016	FILED: Assigning Anders appeal to Dept D for consideration and disposition. [Ruth Willingham, Clerk]
73.	26-Jul-2016	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
74.	5-Aug-2016	FILED: Supplemented Superior Court e-Record with Revised Index of Record
75.	10-Aug-2016	FILED: Brief of Amici Curiae Innocence Project, Wrongful Conviction Clinic at the University of Arizona James E. Rogers College of Law, and Professor Jason Kreag; Certificate of Compliance; Certificate of Service (Amicus Curiae)
76.	10-Aug-2016	FILED: Motion for Leave to File Amici Curiae Brief; Certificate of Service (Amicus Curiae)
77.	15-Aug-2016	ORDERED: Striking the opening brief filed in this matter. FURTHER ORDERED: Directing appellant's counsel to file a new opening brief setting forth any non-frivolous issues, together with argument and applicable authority no later than forty days after this order is filed with the clerk of the court. FURTHER ORDERED: Motion for Leave to File Amici Curiae Brief (Amicus Curiae) = DENIED/Amici may refile their motion after briefing is complete and shall follow the timeline as set forth in ARCAP 16. FURTHER ORDERED: Vacating the assignment of this case to Department D for consideration and disposition. Clerk of the court to assign the appeal for disposition in the regular course of calendaring criminal appeals. Hon Andrew W Gould - Author
78.	2-Oct-2016	FILED: Appellant's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
79.	1-Nov-2016	FILED: Motion for Leave to File Amended Opening Brief; Certificate of Service (Appellant)
80.	1-Nov-2016	FILED: Appellant's Amended Opening Brief; Certificate of Compliance; Certificate of Service (Appellant)
81.	2-Nov-2016	FILED: (Untitled) Motion to Change Counsel (Appellant)
82.	7-Nov-2016	ORDERED: (Untitled) Motion to Change Counsel (Appellant) = DENIED. Anthony Mackey ProTem Judge - Author
83.	18-Nov-2016	FILED: Response to Appellant's Motion for Leave to File Amended Opening Brief and Unopposed Motion to Reset Initial Answering Brief Deadline; Certificate of Service (Appellee)
84.	22-Nov-2016	ORDERED: Motion for Leave to File Amended Opening Brief (Appellant) = GRANTED/Accepting for filing the amended opening brief tendered to this court on 11/01/2016. FURTHER ORDERED: Response to Appellant's Motion for Leave to File Amended Opening Brief and Unopposed Motion to Reset Initial Answering Brief Deadline (Appellee) = GRANTED/Answering brief be filed on/before 01/03/2017.
85.	29-Nov-2016	FILED: Notice of Appearance; Certificate of Service (Appellee)

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86 PROCEEDING ENTRIES

86. 5-Jan-2017 ORDERED: Answering Brief due date EXTENDED from Tuesday, 01-03-2017 to Thursday, 02-02-2017. Fred Cole ProTem
Judge - Author